

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re application of:)	Examiner: KAUFMAN, Claire M.
)	
David BOTSTEIN, et al.)	Art Unit: 1646
)	
Application Serial No. 09/990,438)	Confirmation No: 2374
)	
Filed: November 14, 2001)	Attorney's Docket No. GNE-2730P1C3
)	
For: SECRETED AND TRANSMEMBRANE)	Customer No. 77845
POLYPEPTIDES AND NUCLEIC ACIDS)	
ENCODING THE SAME)	

ON APPEAL TO THE BOARD OF PATENT APPEALS AND INTERFERENCES
REQUEST TO WITHDRAW APPEAL BY APPELLANTS

Commissioner for Patents - **MAIL STOP APPEAL BRIEF - PATENTS**
P.O. Box 1450
Alexandria, Virginia 22313-1450

Dear Sir:

On October 24, 2007, the Examiner made a final rejection to pending Claims 124, 125 and 129-131. A Notice of Appeal was filed on January 24, 2008 and Appellants' Appeal Brief was filed April 23, 2008.

Appellants hereby request that the appeal be withdrawn, and that the above-identified application be expressly withdrawn as of the filing date of this paper.

I am the attorney or agent of record.

Respectfully submitted,

Date: March 7, 2009

By: 
Christopher De Vry (Reg. No. 61,425)

GOODWIN PROCTER LLP
135 Commonwealth Drive
Menlo Park, California 94025
Telephone: (650) 752-3100
Facsimile: (650) 853-1038